

United States District Court  
For the Northern District of CaliforniaIN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11	ANTHONY NICKELS,	)	No. C 13-01863 EJD (PR)
12	Petitioner,	)	ORDER GRANTING MOTION FOR
13	v.	)	EXTENSION OF TIME TO FILE
14		)	MOTION FOR LEAVE TO PROCEED
15	TERRY GONZALES, Warden,	)	<i>IN FORMA PAUPERIS</i>
16	Respondent.	)	
17	<hr/>		

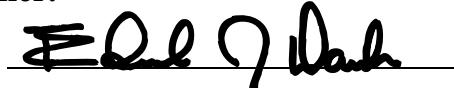
18 On April 28, 2013, Petitioner, a state prisoner proceeding pro se, filed a petition  
19 for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On the same day, the Clerk  
20 sent a notice to Petitioner that a filing fee of \$5.00 was due or in the alternative, that  
21 Petitioner must file an In Forma Pauperis (“IFP”) Application within twenty-eight days  
22 of the notice to avoid dismissal of the action. (Docket No. 2.) On May 29, 2013,  
23 Petitioner filed a letter stating that he has been attempting to obtain his trust account  
24 data sheet but due to unknown circumstances it has not been provided to him. (Docket  
25 No. 3.)

26 In the interest of justice, the Court construes Petitioner’s letter as a motion for  
27 an extension of time to file an IFP Application and hereby **GRANTS** the motion.  
28

1 Petitioner must file a complete IFP Application **no later than twenty-eight (28) days**  
2 from the date this order is filed. In the alternative, Petitioner may file the \$5.00 filing  
3 fee in the same time provided.

4 **Failure to file a timely response in accordance with this order by filing a**  
5 **complete IFP application or paying the filing fee will result in the dismissal of this**  
6 **action without further notice to Petitioner.**

7 DATED: 6/11/2013



8 EDWARD J. DAVILA

9 United States District Judge